

REMARKS

Applicants have carefully reviewed the Application in light of the Office Action mailed August 5, 2005. At the time of the Office Action, Claims 1-16 and 18-33 were pending in the Application. Applicants amend Claims 1 and 13-16 without prejudice or disclaimer. Applicants' amendments have been done to advance prosecution in this case and not to overcome prior art. Applicants respectfully request reconsideration of the pending claims and favorable action in this case.

Section 102 Rejection

The Examiner rejects Claims 1-5, 10-16, 18-20, and 31-33 under 35 U.S.C. §102(e), as being anticipated by U.S. Patent No. 6,167,520 issued to Touboul (hereinafter "*Touboul*"). Applicant respectfully requests reconsideration of this rejection of the above-mentioned claims. "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 2 U.S.P.Q.2d 1051, 1053 (Fed. Cir. 1987); M.P.E.P. §2131. In addition, "The identical invention *must* be shown in as complete detail as is contained in the . . . claim," and "[t]he elements *must* be arranged as required by the claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 U.S.P.Q.2d 1913, 1920 (Fed. Cir. 1989) (emphasis added); *In re Bond*, 15 U.S.P.Q.2d 1566 (Fed. Cir. 1990); M.P.E.P. § 2131.

Touboul does not disclose, teach, or suggest, either expressly or inherently, each and every element of the claims. For example, Claim 1 includes "denying one or more threads of an application access to a secured resource if said one or more threads has previously exhibited Internet behavior and has not met a specific condition for accessing said secured resource." In contrast, *Touboul* only discloses that "[a]ppropriate responsive actions may include terminating the applet, limiting the memory or processor time available to the applet" in response to a "security rule 330 violation." Col. 4, ll. 50-51; col. 4, l. 42. Because *Touboul* fails to disclose, teach, or suggest at least this limitation, Applicants respectfully submit that *Touboul* cannot anticipate Claim 1 under 35 U.S.C. § 102(e). Thus Applicants respectfully request reconsideration and allowance of independent Claim 1 and its dependents.

Independent Claims 13-16 each recite certain limitations that, for reasons substantially similar to those discussed with reference to independent Claim 1, are not disclosed, taught, or suggested, either expressly or inherently, by *Touboul*. Therefore, Applicants respectfully request reconsideration and allowance of independent Claims 13-16.

Section 103 Rejections

The Examiner rejects Claims 6-9 and 21-30 under 35 U.S.C. §103(a), as being unpatentable over *Touboul* in view of U.S. Patent No. 5,623,600 issued to Ji et al. (hereinafter "*Ji*"). Claims 6-9 and 21-30 each depend, directly or indirectly, from independent Claim 1, which has been shown above to be allowable. Accordingly, dependent Claims 6-9 and 21-30 are allowable over the prior art at least because of their dependencies. Additionally, dependent Claims 6-9 and 21-30 recite limitations that neither *Touboul* nor *Ji*, alone or in combination, disclose, teach, or suggest, either expressly or inherently. For at least these reasons, Applicants respectfully request reconsideration and allowance of Claims 6-9 and 21-30.


CONCLUSION

Applicants have now made an earnest attempt to place this case in condition for immediate allowance. For the foregoing reasons and for all other reasons clear and apparent, Applicants respectfully request reconsideration and allowance of the pending claims.

Applicants believe that no fee is due. However, if this is not the case, the Commissioner is hereby authorized to charge any amount required or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

If there are matters that can be discussed by telephone to advance prosecution of this application, Applicants invite the Examiner to contact its attorney, Samir A. Bhavsar , at (214) 953-6581.

Respectfully submitted,
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